

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 57th LEGISLATURE - REGULAR SESSION COMMITTEE ON JUDICIARY**

**Call to Order:** By **CHAIRMAN JIM SHOCKLEY**, on March 27, 2001 at 10:00 A.M., in Room 137 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Jim Shockley, Chairman (R)  
Rep. Paul Clark, Vice Chairman (D)  
Rep. Jeff Laszloffy, Vice Chairman (R)  
Rep. Darrel Adams (R)  
Rep. Gilda Clancy (R)  
Rep. Aubyn A. Curtiss (R)  
Rep. Bill Eggers (D)  
Rep. Steven Gallus (D)  
Rep. Gail Gutsche (D)  
Rep. Christopher Harris (D)  
Rep. Linda Holden (R)  
Rep. Joan Hurdle (D)  
Rep. Jeff Mangan (D)  
Rep. Brad Newman (D)  
Rep. Mark Noennig (R)  
Rep. Ken Peterson (R)  
Rep. Diane Rice (R)  
Rep. Bill Thomas (R)  
Rep. Merlin Wolery (R)  
Rep. Cindy Younkin (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** John MacMaster, Legislative Branch  
Mary Lou Schmitz, Committee Secretary

**Please Note:** These are summary minutes. Testimony and discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing(s) & Date(s) Posted: None  
Executive Action: **SB 158 - Tabled**  
**SB 111 - Tabled**

EXECUTIVE ACTION ON SB 158

Motion: REP. ADAMS moved that SB 158 BE CONCURRED IN. #1

Motion: REP. MANGAN moved that SB 158 BE CONCEPTUALLY AMENDED to strike the amendment the Senate put in. #2

Discussion: Reps. Clancy, Mangan, Harris, Laszloffy, Rice, Noennig, Hurdle.

Vote: Mangan amendment carried 15-4 with Reps. Shockley, Laszloffy, Curtiss and Younkin voting no.

Motion: REP. MANGAN moved that SB 158 BE CONCURRED IN AS AMENDED. #3

Discussion: Reps. Clark, Adams, Rice, Peterson, Noennig, Gallus, Holden, Newman, Younkin, Mangan voiced needs for this Court but concerns about the Bill, especially the lack of funding.

*{Tape : 1; Side : A; Approx. Time Counter : 0 - 29.0}*

Discussion: Reps. Peterson, Noennig, Newman, Mangan, to Chief Justice Karla Gray, without objection, for explanation and clarification.

Further Discussion: Reps. Rice, Harris, Eggers, Shockley, Newman, Younkin,

*{Tape : 1; Side : B; Approx. Time Counter : 0.1 - 20.9}*

Vote: Mangan motion (#3) failed 8-12 with Reps. Shockley, Laszloffy, Clark, Adams, Eggers, Gutsche, Harris, Holden, Hurdle, Noennig, Peterson and Younkin voting no.

Motion/Vote: REP. CLARK moved that SB 158 BE TABLED with a reverse vote. #4. Motion carried 12-8 with Reps. Clancy, Curtiss, Gallus, Mangan, Newman, Rice, Thomas and Wolery voting no.

EXECUTIVE ACTION ON SB 111

Motion: REP. NEWMAN moved that SB 111 BE CONCURRED IN. #5

Discussion: Reps. Newman, Younkin, Rice, Peterson.

*{Tape : 1; Side : B; Approx. Time Counter : 14.7 - 28.3}*

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**ADJOURNMENT**

Adjournment: 11:30 A.M.

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REP. JIM SHOCKLEY, Chairman

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MARY LOU SCHMITZ, Secretary

JS/MS

**EXHIBIT** (juh69aad)